

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: J. Daly et al
Serial No: 10/081,655
Filing Date: February 22, 2002
Title: Absorption Spectroscopy Apparatus and Method
Docket No: 56326-039 (IOPL-118)

RECEIVED
DEC -2 2002
TECHNOLOGY CENTER 2600-

BOX DD
Assistant Commissioner for Patents
Washington, DC 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In accordance with 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby submit an information disclosure statement with information cited on the attached form PTO-1449. In accordance with 37 C.F.R. §1.98(d), full copies of the cited references are enclosed.

This Statement is being filed before the receipt of any Official Action from the Patent and Trademark Office.

Applicant certifies under §1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in an International Search Report in connection with its counterpart PCT application not more than three months prior to the filing of the statement. A copy of the International Search Report is enclosed.

This statement is *not* to be interpreted as a representation that the cited publications are material, that Applicant has conducted an exhaustive search, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicant understands the Examiner will make an independent evaluation of the cited publications.

Serial No.: 10/081,655

Page - 2 -



No additional costs are believed to be due in connection with the filing of this disclosure. However, please charge any necessary fees raised by this paper to our Deposit Account No. 50-1133..

Date: 11-19-02

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Jeff Miller".

Jeffrey J. Miller, Registration No.: 39,773
McDERMOTT, WILL & EMERY
28 State Street
Boston, Massachusetts 02109
Telephone: (617) 535-4421
Facsimile: (617) 535-3800


RECEIVED
DEC - 2 2002
TECHNOLOGY CENTER 2800

CERTIFICATE OF MAILING (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Box DD, Assistant Commissioner For Patents, Washington, D.C. 20231, on the date indicated below.

Date: November 19, 2002

A handwritten signature in dark ink, appearing to read "Erin M. Shea".
Erin M. Shea

| | | | | | | | | | |
|---|--|------------|---------|-----------|-----------------|--|-------------|---------------------------------|--|
| INFORMATION DISCLOSURE CITATION IN AN APPLICATION | | | | | | ATTY. DOCKET NO. 56326-039 (IOPL-118) | | SERIAL NO. 10/081,655 | |
| (PTO-1449)  | | | | | | APPLICANT DALY, ET AL. | | | |
| | | | | | | FILING DATE 2/22/02 | | GROUP | |
| U.S. PATENT DOCUMENTS | | | | | | | | | |
| EXAMINER'S INITIALS | | PATENT NO. | DATE | NAME | CLASS | SUBCLASS | FILING DATE | | |
| | | 5,726,752 | 3/10/98 | Uno et al | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| FOREIGN PATENT DOCUMENTS | | | | | | | | | |
| EXAMINER'S INITIALS | | PATENT NO. | DATE | COUNTRY | CLASS | SUBCLASS | Translation | | |
| | | | | | | | Yes | No | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | | | |
| Copy of International Search Report | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |
| EXAMINER | | | | | DATE CONSIDERED | | | | |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.